

## Message Text

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13

ORIGIN EA-09

INFO OCT-01 ISO-00 PM-04 EB-07 L-03 CIAE-00 INR-07 NSAE-00

DOT-00 CG-00 NSC-05 SP-02 SS-15 TRSE-00 /053 R

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APPROVED BY EA/ANP:CASQUIRE

PM/ISO:JSCOTT (DRAFT)

OASD/ISA/FMNA:SGOLDSMITH

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R 090111Z OCT 76

FM SECSTATE WASHDC

TO AMEMBASSY CANBERRA

INFO COGARD/ONSOD

SECDEF

CNO

C O N F I D E N T I A L STATE 251700

E.O. 11652: GDS

TAGS: MARR, AS, TEGEN

SUBJECT: OMEGA

1. THERE FOLLOWS AUSTRALIAN DRAFT OF OMEGA AGREEMENT:  
BEGIN TEXT:

1. IN THIS AGREEMENT

"CO-OPERATING AGENCIES" MEANS THE AUSTRALIAN DEPARTMENT OF  
TRANSPORT AND THE OMEGA PROJECT OFFICE OF THE UNITED  
STATES GOVERNMENT.

"FACILITY" MEANS THE AUSTRALIAN OMEGA FACILITY TO BE  
ESTABLISHED, OPERATED AND MAINTAINED PURSUANT TO  
THIS AGREEMENT.

2. SUBJECT TO THIS AGREEMENT, THE AUSTRALIAN GOV'T  
SHALL DESIGN, CONSTRUCT, EQUIP AND COMMISSION IN ACCORD-  
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ANCE WITH DESIGN AND OTHER TECHNICAL STANDARDS AGREED

BY THE CO-OPERATING AGENCIES, AN OMEGA NAVIGATION FACILITY  
AT A SITE IN SOUTH-EASTERN AUSTRALIA TO BE AGREED UPON  
BY THE TWO GOVERNMENTS.

3. THE TWO GOVERNMENTS SHALL EXERCISE ALL REASONABLE  
ENDEAVOURS TO COMPLETE THE FACILITY AS SOON AS PRACTICABLE  
AFTER THE DATE OF ENTRY INTO FORCE OF THIS AGREEMENT.

4. THE UNITED STATES GOVERNMENT SHALL MAKE AVAILABLE  
WITHOUT COST TO THE AUSTRALIAN GOVERNMENT THE EQUIPMENT,  
MATERIALS AND SERVICES LISTED IN THE ANNEX TO THIS NOTE  
AND SHALL BEAR THE FULL COSTS OF DESIGNING, CONSTRUCTING,  
EQUIPPING, COMMISSIONING AND OTHERWISE ESTABLISHING THE  
FACILITY EXCEPT THAT THE COSTS OF PROVIDING THE LAND FOR  
THE FACILITY AND STAFF QUARTERS IF NECESSARY SHALL BE  
BORNE BY THE AUSTRALIAN GOVERNMENT. THE COSTS TO BE  
BORNE BY THE UNITED STATES GOVERNMENT SHALL BE  
PAID TO THE AUSTRALIAN GOVERNMENT BY PERIODIC ADVANCE  
PAYMENTS IN SUCH MANNER AND AT SUCH TIMES AS MAY BE  
AGREED BY THE CO-OPERATING AGENCIES.

5. THE AUSTRALIAN GOVERNMENT SHALL BE SOLELY  
RESPONSIBLE FOR AND SHALL BEAR THE COST OF CONTROLLING,  
MANAGING, MAINTAINING AND STAFFING THE FACILITY.

6. ON THE COMPLETION OF THE FACILITY, THE AUSTRALIAN  
GOVERNMENT SHALL MAKE ARRANGEMENTS FOR BEGINNING THE  
REGULAR TRANSMISSION OF SIGNALS BY THE FACILITY AS A  
PART OF THE WORLD-WIDE OMEGA SYSTEM AND SHALL USE ITS  
BEST ENDEAVOURS TO ENSURE THE CONTINUOUS OPERATION OF  
THE FACILITY IN PHASE WITH THE WORLD-WIDE OMEGA SYSTEM.

7. OMEGA SIGNALS FROM THE FACILITY SHALL BE USED  
ONLY FOR NAVIGATION, FOR SEARCH AND RESCUE OPERATIONS  
AND, IF DEEMED DESIRABLE BY THE AUSTRALIAN GOVERNMENT,  
FOR TIME DISSEMINATION, BUT NOT FOR ANY COMMUNICATIONS  
FUNCTION.

8. IF IN THE OPINION OF THE AUSTRALIAN GOVERNMENT  
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IT IS DESIRABLE IN THE NATIONAL INTEREST TO DO SO, THE  
AUSTRALIAN GOVERNMENT MAY, IN ITS ABSOLUTE DISCRETION,

(A) CEASE TRANSMISSIONS FROM THE FACILITY DURING  
SUCH PERIOD OR PERIODS AS IT THINKS FIT, OR

(B) TERMINATE THIS AGREEMENT.

9. TO THE EXTENT THAT THE CARRYING OUT BY  
EITHER GOVERNMENT OF ANY REQUIREMENTS IN THIS AGREEMENT  
MAY DEPEND ON FUNDS TO BE APPROPRIATED TO THAT  
GOVERNMENT OR TO THE OTHER GOVERNMENT, THOSE REQUIREMENTS  
WILL BE SUBJECT TO THE AVAILABILITY OF THOSE FUNDS.

10. THE EQUIPMENT AND MATERIALS LISTED IN THE  
ANNEX TO THIS NOTE SHALL BE EXEMPT FROM AUSTRALIAN  
CUSTOMS DUTIES AND TAXES.

11. WHENEVER THE CO-OPERATION AGENCIES AGREE THAT  
THE WHOLE OR ANY PART OF THE EQUIPMENT AND MATERIALS  
LISTED IN THE ANNEX TO THIS NOTE IS NO LONGER REQUIRED  
FOR THE OPERATION AND MAINTENANCE OF THE FACILITY,  
SUCH WHOLE OR PART SHALL BE RETURNED TO THE UNITED  
STATES GOVERNMENT FOR CONVEYANCE FROM AUSTRALIA OR,  
UPON CONDITIONS AGREED BY THE TWO GOVERNMENTS, DISPOSAL  
IN AUSTRALIA.

12. AT ALL STAGES IN THE ESTABLISHMENT, OPERATION  
AND MAINTENANCE OF THE FACILITY THE MAXIMUM PRACTICABLE  
USE SHALL BE MADE OF AUSTRALIAN COMPONENTS AND RESOURCES.  
IN PARTICULAR, THE ANTENNA AND ITS TOWER SHALL BE THE  
SUBJECT OF SPECIAL CONSULTATION BETWEEN THE CO-OPERATING  
AGENCIES WITH THE OBJECT OF MAXIMISING THE AUSTRALIAN  
CONTENT.

13. WHENEVER REQUESTED BY, AND WITHOUT CHARGE TO,  
THE AUSTRALIAN GOVERNMENT, THE UNITED STATES GOVERNMENT  
SHALL TRAIN IN ALL DETAILS OF THE INSTALLATION AND  
OPERATION OF THE FACILITY SUCH PERSONS AS MAY BE  
NOMINATED BY THE AUSTRALIAN GOVERNMENT WHICH SHALL PAY  
THE TRANSPORTATION, ACCOMMODATION AND LIVING EXPENSES  
OF SUCH PERSONS.

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14. THE AUSTRALIAN GOVERNMENT, AS OPERATOR OF THE  
FACILITY, WILL CO-OPERATE WITH OTHER COUNTRIES OPERATING  
OMEGA FACILITIES AND WILL USE ITS BEST ENDEAVOURS,  
AS WILL THE UNITED STATES GOVERNMENT, TO ESTABLISH  
AN APPROPRIATE INTERNATIONAL REGIME FOR THE MANAGEMENT  
OF THE OMEGA SYSTEM BY INTERNATIONAL CO-OPERATION.

15. THE CO-OPERATING AGENCIES OF THE TWO GOVERNMENTS  
MAY MAKE ADDITIONAL ARRANGEMENTS FOR THE EFFECTIVE  
IMPLEMENTATION OF THIS AGREEMENT.

EQUIPMENT, MATERIALS AND SERVICES TO BE MADE  
AVAILABLE BY THE UNITED STATES GOVERNMENT IN ACCORDANCE

(A) ALL ELECTRONIC EQUIPMENT NECESSARY TO TRANSMIT OMEGA NAVIGATION SIGNALS IN PHASE WITH THE WORLD-WIDE OMEGA SYSTEM;

(B) ALL TUNING EQUIPMENT, INCLUDING HELIX, VARIOMETERS AND ASSOCIATED COMPONENTS, TOGETHER WITH THE HELIX-ANTENNA BUSHING;

(C) THE OMEGA MONITORING EQUIPMENT FOR THE FACILITY'S MONITOR STATION;

(D) NORMAL INITIAL SPARES FOR THE EQUIPMENT MADE AVAILABLE IN ACCORDANCE WITH THIS ANNEX;

(E) LISTS OF STANDARD TEST EQUIPMENT NEEDED, TOGETHER WITH ALL SPECIAL TEST SETS NEEDED FOR THE OPERATION AND MAINTENANCE OF THE FACILITY;

(F) FIVE (5) SETS OF ALL APPLICABLE TECHNICAL DOCUMENTS INCLUDING DETAILED AND COMPLETE CIRCUIT DIAGRAMS OF ALL EQUIPMENT TO BE INSTALLED AT THE TRANSMITTING AND MONITORING STATIONS AT THE TIME OF DELIVERY OF THE EQUIPMENT;

(G) CONSTRUCTION DRAWINGS AND SPECIFICATIONS OF THE LIBERIA AND LAREUNION OMEGA TRANSMITTER AND MONITOR STATION FACILITIES;  
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(H) DELIVERY OF THE FOREGOING EQUIPMENT AND MATERIALS TO AN AUSTRALIAN PORT OF ENTRY TO BE AGREED UPON BY THE CO-OPERATING AGENCIES AND

(I) ALL OTHER TECHNICAL ASSISTANCE AS MAY BE AGREED BETWEEN THE CO-OPERATING AGENCIES TO BE NECESSARY FOR THE ESTABLISHMENT AND CONSTRUCTION OF THE FACILITY.

END TEXT.

2. AUSTRALIAN DRAFT DISCUSSED AT OCTOBER 6 MEETING ATTENDED BY MR. JACOB OF AUSTRALIAN DEPT OF TRANSPORTATION, AUSTRALIAN EMBASSY, STATE, DEFENSE, COAST GUARD AND NAVY OFFICIALS. WITH CAVEAT THAT FINAL DECISION WAS AD REFERENDUM, US SIDE INDICATED WE COULD ACCEPT ARTICLES 1, 2, 3, 6, 9, 12 AND 15 AS WELL AS ADDENDUM ESSENTIALLY AS WRITTEN. ARTICLES 4, 5, 7, 10, 11, 13, AND 14 WILL REQUIRE SOME REWORKING, BUT ARE NOT TROUBLESOME.

3. ARTICLE 8, AS WRITTEN, IS UNACCEPTABLE TO US. WHILE WE UNDERSTAND GOA DESIRE TO DEMONSTRATE ITS CONTROL OVER

OPERATION OF FACILITY, WE FEEL FORMULATION USED IN DRAFT ARTICLE 8 WOULD ENDANGER CHANCES OF AGREEMENT'S BEING ACCEPTED BY CONGRESS. WE ALSO BELIEVE THIS FORMULATION WOULD CREATE UNDESIRABLE PRECEDENT FOR FUTURE BASE/FACILITY NEGOTIATIONS WORLDWIDE. ALSO, WE BELIEVE ARTICLE 5 GIVES GOA EXPLICIT RIGHT TO CLOSE DOWN FACILITY AT ANY TIME IT CHOOSES. JACOB STATED THAT GOA HAD TAKEN CONSIDERABLE TIME IN FORMULATING ARTICLE 8 AND CONSIDERED IT A MAJOR POINT IN SELLING AGREEMENT TO THOSE WHO OPPOSE OMEGA. HOWEVER, HE TOOK NOTE OF OBJECTIONS AND UNDERTOOK TO WORK UP SOME ALTERNATIVE LANGUAGE.

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4. JACOB SAID HE THOUGHT IT WOULD TAKE SEVERAL WEEKS TO PUT AGREEMENT INTO FINAL FORM. HE NOTED THAT ANY DELAY PAST FIRST WEEK OF DECEMBER COULD BE TROUBLESOME AS AGREEMENT WILL REQUIRE CABINET APPROVAL. LAST CABINET MEETING BEFORE CHRISTMAS AND CONFIDENTIAL

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SUMMER HOLIDAYS EXPECTED ABOUT DECEMBER 8. BOTH SIDES AGREED THAT AGREEMENT SHOULD TAKE FORM OF EXCHANGE OF NOTES TO BE ACCOMPLISHED IN CANBERRA. IT WAS ALSO AGREED THAT ANY FURTHER DISCUSSIONS, NEGOTIATIONS OR EXCHANGES OF REVISED DRAFTS SHOULD TAKE PLACE IN WASHINGTON. ROBINSON

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## Message Attributes

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